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4/8/2005
(Date)

Sharon Shelton
(Sharon Shelton)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Applicant : Amirault et al.
Filed : January 26, 2004
Serial No. : 10/764,934
Title : Booster Seat
Docket No. : ECI06-GN003 (920/C1)
Examiner : Stephen D. D'Adamo
Art Unit : 3636

Commissioner for Patents
Alexandria, VA 22313

Dear Sir:

DECLARATION OF PRIOR INVENTION UNDER 37 CFR § 1.131

I, David Amirault declare the following:

1. I am an inventor of the subject matter described in claims 38-39 of the above-identified patent application.
2. Prior to September 24, 2001, I had conceived of the invention as described in the above-identified patent application, and then diligently worked to reduce the invention to practice as evidenced by the following enclosed documents:
 - (a) A picture of a pivotable armrest for use in connection with a child booster seat dated 8/28/01 having a body including a seat back and a seat pan and a seat belt guide. As can be seen in that picture, the armrest

includes an aperture therethrough for pivotally coupling the armrest to the body.

(b) A picture of a pivotable armrest for use in connection with a child booster seat dated 8/28/01 having a body including a seat back and a seat pan and a seat belt guide. As can be seen in that picture, the armrest includes an aperture therethrough for pivotally coupling the armrest to the body.


(c) A picture of a mount for use in connection with pivotably mounting an armrest for use in connection with a child booster seat dated 8/28/01 having a body including a seat back and a seat pan and a seat belt guide. As can be seen in that picture, the mount includes an aperture therethrough for pivotally coupling the armrest to the mount.

3. Prior to September 24, 2001, I had conceived of the invention as described in the above-identified patent application in this country, and thereafter diligently worked to reduce that invention to practice as evidenced by the documents included herewith.

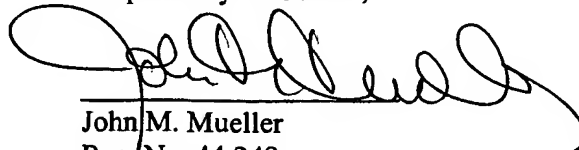
As a person signing below:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. § 1001) and may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURES

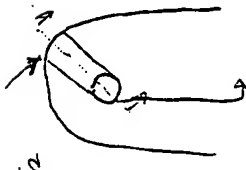
Full name of listed inventor: David Amirault
Inventor's Signature 
Date 4/8/05
Citizenship : United States of America
Residence : 1537 Brookfield Lane, Troy, Ohio, 45373
Post Office Address : c/o Evenflo Company, Inc.
707 Crossroads Ct.
Vandalia, OH 45377

Respectfully submitted,


John M. Mueller
Reg. No. 44,248

Taft, Stettinius & Hollister LLP
425 Walnut Street; Suite 1800
Cincinnati, OH 45202-3957
513-357-9610
mueller@taftlaw.com

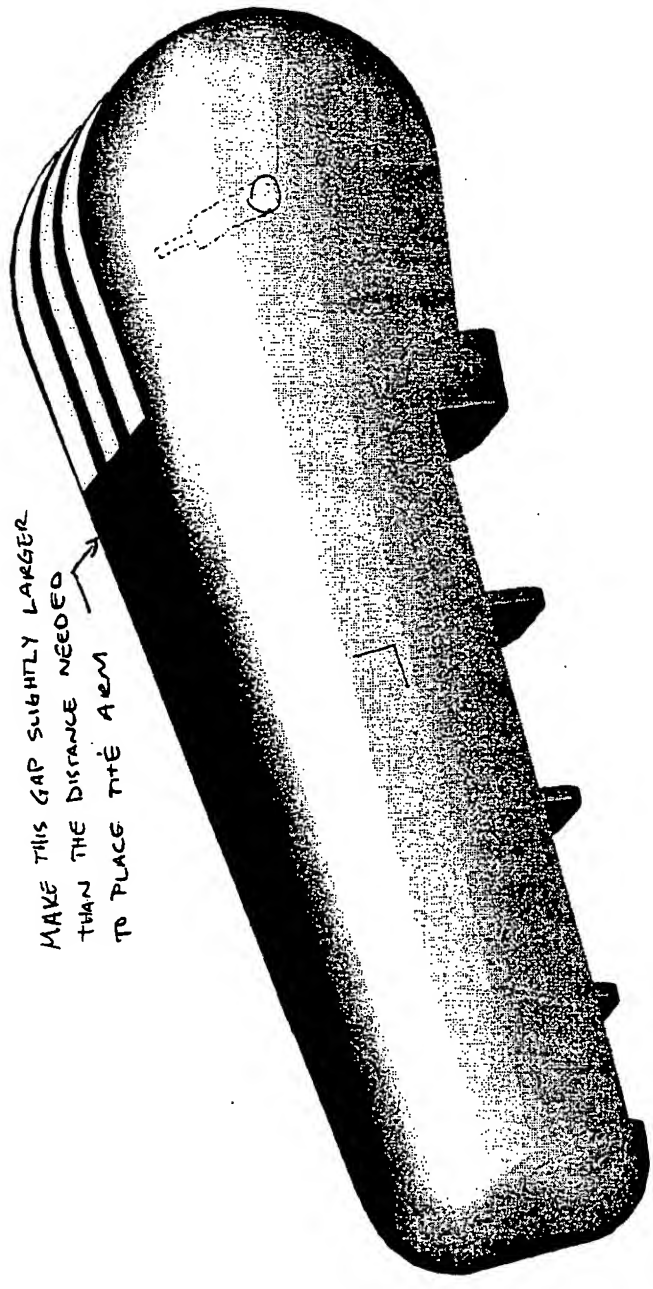
PULL
CHANNEL FOR
PIN



SHAPE THE PADDING SO
THERE'S A LEFT & RIGHT



SLIDE FOR SCREW
(IF THE PIN AREA IS HIGH
WALL NOT HIGHS)



MAKE THIS GAP SLIGHTLY LARGER
THAN THE DISTANCE NEEDED
TO PLACE THE ARM

POLYPROPYLENE

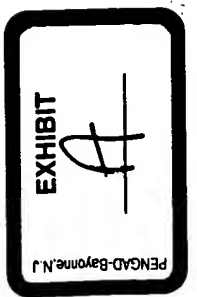
VOLUME = 16.21 in³

MASS = 0.53 lbs

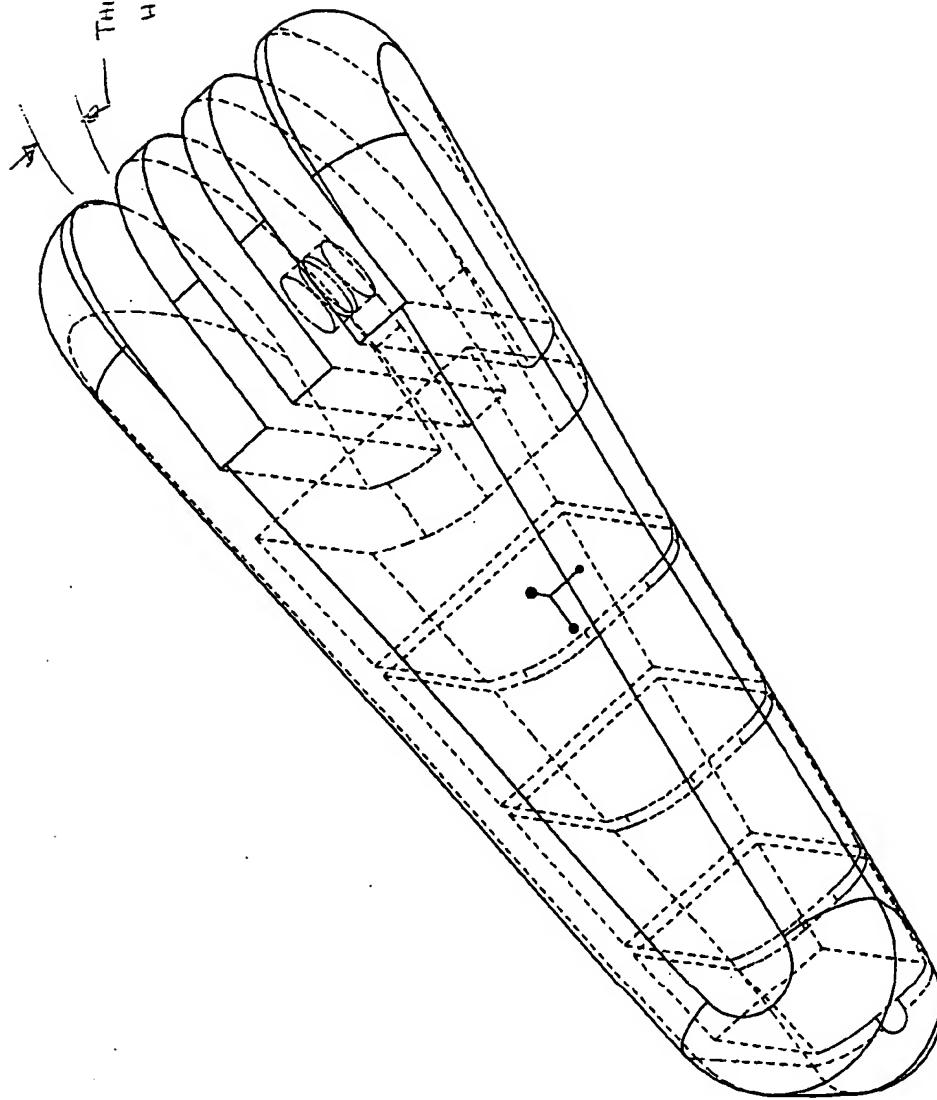
APPROXIMATELY 48.5 x 3 x 3

2 DEC SEAT

5/28/01



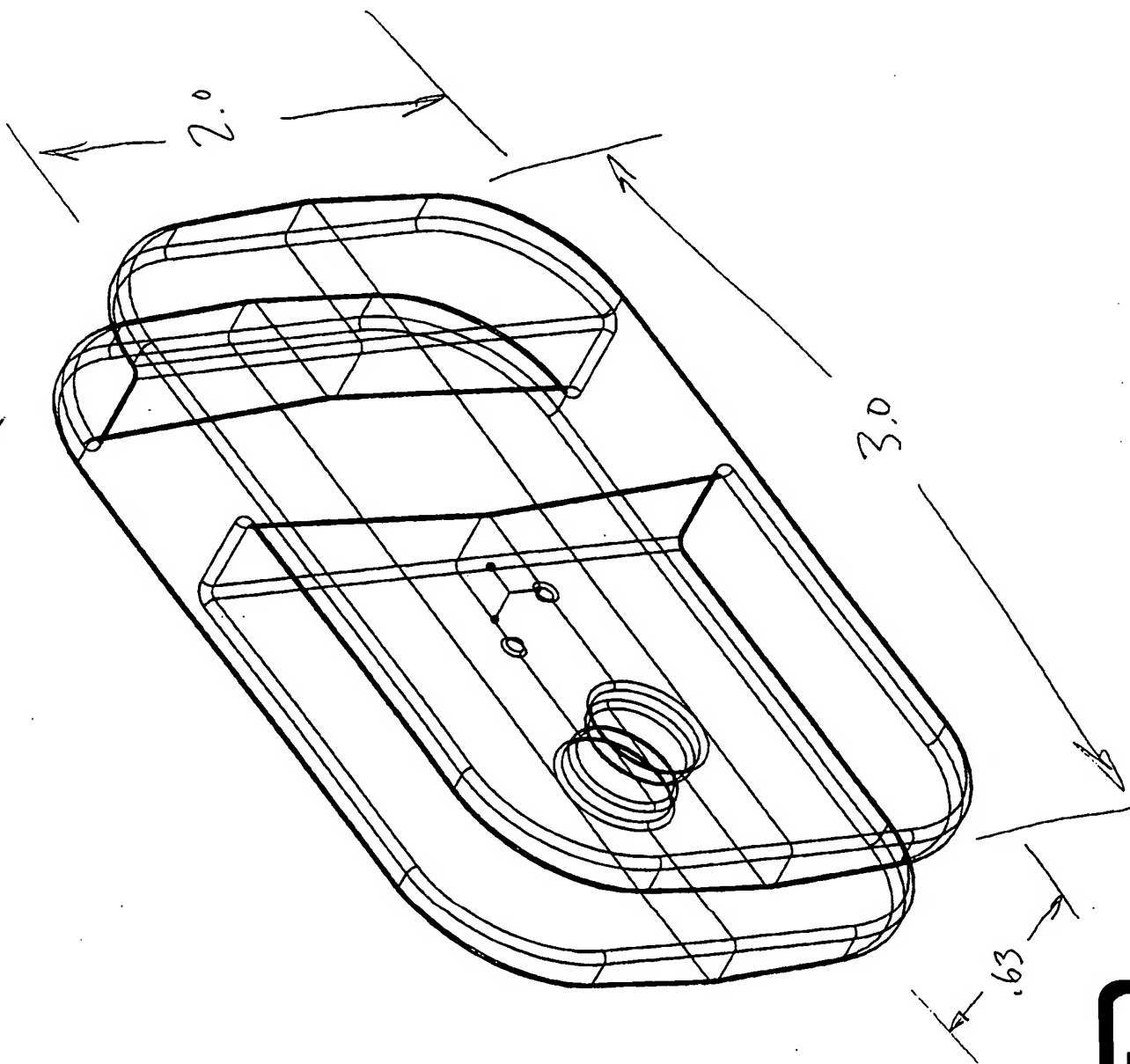
BEST AVAILABLE COPY



5/28/01

ARM Riser In

VOLUME - 2.17 in³
MASS = .007 lbs.
x .90
= .0063



BEST AVAILABLE COPY



5/26/61